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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.1303 OF 2006
IN
SUMMARY SUIT NO.2908 OF 2004

Bank of India).. Plaintiff

Versus

M/s.Rashtriya Restaurant and another).. Defendants

Mr.C.K. Thomas i/b.M/s.C.K.Thomas & Associates for the Plaintiff.

Mr.M.Pillai i/b.Mrs.Madhavi M. Pillai for the Defendants.

CORAM : SMT. NISHITA MHATRE, J.

DATED : 19TH JUNE 2006

P.C.:

. The learned Advocate for the Defendants states that the Defendants will not deal with, dispose off, alienate, encumber or create any third party rights in respect of the suit premises namely, M/s.Rashtriya Veg. Restaurant, 95, Naigaum Cross Road, (MMGS Marg), Dadar (East), Mumbai 400 014 and the residential premises at 10, Kalpataru Dhruva Society, Behind VIP House, Hatiskar Marg, Prabhadevi, Mumbai 400 025 till the hearing and disposal of the Suit.

2. In view of the statement made by the Defendants, nothing survives in the Notice of Motion and the same is

disposed of accordingly.